JUN 2 1 2004 E.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

§

88888

E # 10

In re Application of:

OLIVIER HERICOURT

Serial No.: 09/665,019

Filed: 09/19/2000

For: S/M FOR ACCESSING...AN IP

NETWORK

Attorney Docket No. FR919990087US1

Examiner: ADNAN M. MIRZA

Art Unit: 2141

RECEIVED

JUN 2 4 2004

NOTICE OF APPEAL

Technology Center 2100

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences the Examiner's Final Rejection to the sole claim in the above-mentioned design application, as noted in the Examiner's Final Office Action mailed on April 2, 2004.

CERTIFICATE OF MAILING TRANSMISSION 37 C.F.R. 1.8(b)

I hereby certify that this correspondence is being transmitted via first-class mail on the below date to the United States Patent and Trademark Office addressed to Examiner Adnan M. Mirza, Group Art Unit 2141, Mail Stop AF, Commissioner for Patents, PO Box 1450, Alexandria, VA 2313-1450.

16JUNE 2004

Date

Signature of Via R. Lorenzana

Please charge the amount of \$330.00 for this Notice of Appeal to IBM Deposit Account No. 09-0457. If any additional fees are required, please charge that fee as well as any other fees necessary to further the prosecution of this application to **DEPOSIT ACCOUNT NO. 09-0457**.

Respectfully submitted,

Matthew W. Baca

Registration No. 42,277

DILLON & YUDELL LLP

Intellectual Property Law

8911 North Capital of Texas Highway

Suite 2110

Austin, Texas 78759

(512) 343-6116

ATTORNEY FOR APPELLANT